

**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF SOUTH CAROLINA  
COLUMBIA DIVISION**

THE SOUTH CAROLINA STATE  
CONFERENCE OF THE NAACP,

and

TAIWAN SCOTT, on behalf of himself and all  
other similarly situated persons,

Plaintiffs,

v.

HENRY D. MCMASTER, in his official  
capacity as Governor of South Carolina;  
THOMAS C. ALEXANDER, in his official  
capacity as President of the Senate; LUKE A.  
RANKIN, in his official capacity as Chairman  
of the Senate Judiciary Committee; JAMES H.  
LUCAS, in his official capacity as Speaker of  
the House of Representatives; CHRIS  
MURPHY, in his official capacity as Chairman  
of the House of Representatives Judiciary  
Committee; WALLACE H. JORDAN, in his  
official capacity as Chairman of the House of  
Representatives Elections Law Subcommittee;  
HOWARD KNAPP, in his official capacity as  
interim Executive Director of the South  
Carolina State Election Commission; JOHN  
WELLS, Chair, JOANNE DAY, CLIFFORD  
J. EDLER, LINDA MCCALL, and SCOTT  
MOSELEY, in their official capacities as  
members of the South Carolina Election  
Commission,

Defendants.

Civil Action No. 3:21-cv-03302-JMC-TJH-  
RMG

**CONSENT MOTION TO AMEND  
SCHEDULING ORDER**

Defendants James H. Lucas (in his official capacity as Speaker of the South Carolina House of Representatives), Chris Murphy (in his official capacity as Chairman of the South Carolina House of Representatives Judiciary Committee), and Wallace H. Jordan (in his official capacity as

Chairman of the South Carolina House of Representatives Redistricting Ad Hoc Committee) (collectively, the “**House Defendants**”), by and through their undersigned counsel, hereby file this Consent Motion to Amend Scheduling Order and respectfully request that the Court issue the proposed First Amended Scheduling Order attached as *Exhibit A*. In support of this Motion, the House Defendants state as follows:

1. The Parties are engaged in ongoing discovery. Pursuant to the current Scheduling Order, Plaintiffs disclosed their expert reports on January 24, 2022. (ECF No. 97). Thereafter, the House Defendants disclosed their expert reports on February 1, 2022. *Id.* Under the current Scheduling Order, the Parties are required to disclose their rebuttal expert reports by February 7, 2022. *Id.*

2. The Parties and their respective experts are working diligently but require additional time to disclose their rebuttal expert reports.

3. In light of the foregoing, the Parties agree that a modest extension of three (3) days should provide the House Defendants’ expert witnesses with sufficient time to review the data and other information to be produced by Plaintiffs. To maintain already-noticed depositions and accommodate Plaintiffs’ experts’ schedules, the Parties agree that already-noticed experts will disclose their rebuttal reports two (2) days before their noticed depositions, and other experts will receive a reciprocal three (3) day extension.

4. Prior to filing this Motion, and pursuant to Local Civil Rule 7.02 (D.S.C.), counsel for the House Defendants consulted with counsel for all other Parties, and counsel for all other Parties have indicated that they consent to the relief requested herein.

5. This is the House Defendants’ first request to amend the Scheduling Order. The proposed First Amended Scheduling Order will extend the rebuttal expert deadline by three (3)

days, to February 10, 2022. Plaintiffs' experts whose depositions have already been noticed on or before February 10, 2022 will disclose their rebuttal reports two (2) days before their noticed deposition. No other deadlines will be affected.

6. Therefore, the House Defendants respectfully request that the Court issue the proposed First Amended Scheduling Order attached as ***Exhibit A***, a copy of which will be submitted to Chambers in accordance with the Court's filing preferences. The House Defendants can also supply a redline of the proposed changes if helpful to the Court.

*[SIGNATURE PAGE FOLLOWS]*

Respectfully submitted,

/s/ Mark C. Moore

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February 4, 2022  
Columbia, South Carolina

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